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HOUSE OF THE PEOPLE

The following Bill was introduced in the House of the People on 11th March, 1953:—

BILL* No. 17 of 1953

A Bill to provide for the salaries and allowances of certain officers of Parliament.

BE it enacted by Parliament as follows:—

1. Short title and commencement.—(1) This Act may be called the Salaries and Allowances of Officers of Parliament Act, 1953.

(2) It shall come into force on the first day of May, 1953.

2. Definition.—In this Act “officer of Parliament” means any of the following officers, namely, the Chairman and Deputy Chairman of the Council of States and the Speaker and the Deputy Speaker of the House of the People.

3. Salaries of officers of Parliament.—There shall be paid to the Chairman and the Speaker a salary of two thousand two hundred and fifty rupees per mensem, and to the Deputy Chairman and the Deputy Speaker a salary of two thousand rupees per mensem.

4. Residence for officers of Parliament.—Each officer of Parliament shall be entitled without payment of rent to the use of a furnished residence throughout his term of office and for a period of fifteen days immediately thereafter, and no charge shall fall on the officer personally in respect of the maintenance of such residence.

Explanation.—For the purposes of this section, “residence” includes the staff quarters and other buildings appurtenant thereto and the garden

*The President has, in pursuance of clause (3) of article 117 of the Constitution of India, recommended to the House of the People the consideration of the Bill.

thereof, and "maintenance" in relation to a residence includes the payment of local rates and taxes and the provision of electricity and water.

5. Sumptuary allowance to the Chairman and the Speaker.—There shall be paid to the Chairman and the Speaker a sumptuary allowance of five hundred rupees per mensem.

6. Travelling and daily allowances to officers of Parliament.—(1) Subject to any rules made in this behalf under section 11, an officer of Parliament shall be entitled to—

(a) travelling allowances for himself and the members of his family and for the transport of his and his family's effects—

(i) in respect of the journey to Delhi from his usual place of residence outside Delhi for assuming office, and

(ii) in respect of the journey from Delhi to his usual place of residence outside Delhi on relinquishing office; and

(b) travelling and daily allowances in respect of tours undertaken by him in the discharge of his official duties, whether by sea, land or air.

(2) Any travelling allowance under this section may be paid in cash or free official transport may be provided in lieu thereof.

7. Medical facilities to officers of Parliament.—Subject to any rules made in this behalf under section 11, an officer of Parliament and the members of his family shall be entitled free of charge to accommodation in hospitals maintained by the Government and also to medical treatment.

8. Advances to officers of Parliament for purchase of motor-cars.—There may be paid to any officer of Parliament by way of a repayable advance such sum of money as may be determined by rules made in this behalf under section 11 for the purchase of a motor-car in order that he may be able to discharge conveniently and efficiently the duties of his office.

9. Officers of Parliament not to draw salary or allowances as Members of Parliament.—No officer of Parliament in receipt of a salary or allowance under this Act shall be entitled to receive any sum out of funds provided by Parliament by way of salary or allowance in respect of his membership of either House of Parliament.

10. Notification respecting appointment, etc., of officers of Parliament to be conclusive evidence thereof.—The date on which any person became or ceased to be an officer of Parliament shall be published in the Official Gazette and any such notification shall be conclusive evidence of the fact that he became, or ceased to be, an officer of Parliament on that date for all the purposes of this Act.

11. **Power to make rules.**—(1) The Central Government may, in consultation with the Chairman and the Speaker, make rules for carrying out the purposes of this Act.

(2) All rules made under this Act shall be laid before both Houses of Parliament as soon as may be after they are made.

STATEMENT OF OBJECTS AND REASONS

Under article 97 of the Constitution, read with paragraph 7 of the Second Schedule, the Chairman and the Speaker are each at present entitled to the same salary and allowances as were payable to the Speaker of the Constituent Assembly (Legislative) before the 26th January, 1950, that is to say, a salary of Rs. 8,000/- per mensem, a sumptuary allowance of Rs. 500/- per mensem and the use of a fully furnished residence in New Delhi free of rent throughout his term of office. Similarly the Deputy Chairman and the Deputy Speaker are entitled to the same salary and allowances as were payable to the Deputy Speaker of the Constituent Assembly (Legislative), namely, a salary of Rs. 1,500/- per mensem for the period during which he is engaged on work connected with the business of the House and a daily allowance of Rs. 40/- as admissible to a Member of the House. All these officers of Parliament are also entitled in respect of journeys on duty to travelling and daily allowances.

Paragraph 7 of the Second Schedule is a transitional provision and article 97 contemplates a law of Parliament providing for the salaries and allowances of all these four officers of Parliament. When the salary and allowances of the Speaker of the Constituent Assembly (Legislative) were fixed by a statutory order in February, 1945, they were equated to the salary and allowances of a Cabinet Minister. The present Bill has been drafted in pursuance of article 97 and equates the position of the Speaker and the Chairman to that of a Cabinet Minister with respect to their salaries, allowances and other facilities as envisaged in the Salaries and Allowances of Ministers Act, 1952.

With respect to the Deputy Speaker and the Deputy Chairman, a salary of Rs. 2,000/- per mensem is proposed and in addition they would be entitled to the use of a fully furnished residence.

C. C. BISWAS.

NEW DELHI;

The 5th March, 1953.

FINANCIAL MEMORANDUM

The Salaries and Allowances of Officers of Parliament Bill, 1953, seeks to fix the salaries and allowances of the Chairman and Deputy Chairman of the Council of States and the Speaker and Deputy Speaker of the House

of the People and to lay down certain privileges such as free medical attendance and advances for the purchase of motor-cars. The annual expenditure on their salaries and allowances involved will be about Rs. 1,14,000/- recurring.

M. N. KAUL,
Secretary.